



PUBLIC NOTICE

Federal Communications Commission
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DA 05-2689
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WIRELESS TELECOMMUNICATIONS BUREAU ANNOUNCES THAT FOUR ADDITIONAL APPLICATIONS FOR MULTIPLE ADDRESS SYSTEMS LICENSES ARE ACCEPTED FOR FILING

AUCTION NO. 59 *Pleading Cycle Established*

Report No. AUC-59-H (Auction No. 59)

On May 18, 2005, the Federal Communications Commission completed the auction of 4,226 licenses in the Multiple Address Systems ("MAS") spectrum ("Auction No. 59").¹ The Wireless Telecommunications Bureau (Bureau) previously found that timely-filed long-form applications (FCC Form 601) for MAS licenses were, upon initial review, accepted for filing.² At that time, the Bureau acknowledged receipt of certain requests for waiver of the long-form application deadline, which were to be addressed in subsequent orders.³ The Bureau has addressed these requests,⁴ and, by the instant Public Notice, finds four additional long-form applications accepted for filing upon initial review. The Commission may return or dismiss any application if it is found, upon further examination, to be defective or not in conformance with the Commission's rules.⁵

Petitions to deny the applications listed in Attachment A must be filed no later than October 24, 2005, ten (10) days after the date of this Public Notice. *See* 47 C.F.R. § 1.2108(b). Oppositions to a petition to deny must be filed no later than October 31, 2005, five (5) business days after the filing date for petitions to deny. *See* 47 C.F.R. § 1.2108(c). Replies to oppositions must be filed no later than November 7, 2005, five (5) business days after the filing date for oppositions. *See* 47 C.F.R. § 1.2108(c).

¹ *See* Multiple Address Systems Spectrum Auction Closes: Winning Bidders Announced, *Public Notice*, DA 05-1392 (WTB rel. May 25, 2005).

² *See* Wireless Telecommunications Bureau Announces that Applications for Multiple Address Systems Licenses Are Accepted for Filing: Pleading Cycle Established, *Public Notice*, DA 05-1959 (WTB rel. July 6, 2005).

³ *See id.* at 1, n.2.

⁴ *See* Letters from Jeffrey S. Cohen, Deputy Chief, Public Safety & Critical Infrastructure Division, to Audrey P. Rasmussen, counsel to Paging Systems, Inc., to Bruce A. Henoch, counsel to Nevada Power Company and Sierra Pacific Power Company, and to Bruce A. Henoch, counsel to Repeater Network LLC, DA 05-2688, DA 05-2686, DA 05-2687 (rel. Oct. 13, 2005).

⁵ *See* 47 C.F.R. § 1.934(a), (d).

All pleadings filed regarding the Multiple Address Systems long-form applications should refer to **Report No. AUC-59-H (Auction No. 59)**, as well as to the specific FCC file number of the individual application.

Under the Commission's current procedures for the submission of filings and other documents, submissions in this matter may be filed electronically or by paper, according to the instructions below.⁶

- **If filed electronically** by e-mail, pleadings shall be filed at the following e-mail address: WTBSecretary@fcc.gov. For security purposes, we recommend that pleadings filed via electronic mail be converted to PDF format.
- **If filed by hand delivery**, an original and four copies of each pleading shall be delivered to 236 Massachusetts Avenue, N.E., Suite 110, Washington, DC 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building.
- **If filed by commercial overnight delivery service** (other than U.S. Postal Service Express and Priority Mail), an original and four copies of each pleading must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743.
- **If filed by U.S. Postal Service first-class, Express Mail or Priority Mail**, an original and four copies of each pleading must be addressed to 445 12th Street, S.W., Washington, DC 20554.

The applications listed in Attachment A are available to the public for electronic viewing in the Commission's Universal Licensing System ("ULS"). Instructions for searching for applications via ULS are contained in Attachment B to this Public Notice.

After the pleading cycle, the Bureau will announce by further public notice applicants to which the Commission is granting licenses. All winning bidders were required to pay the balance of their total winning bids in a lump sum payment by June 23, 2005. *See* 47 C.F.R. § 1.2109(a). In Auction No. 59, all winning bidders, including those listed in Attachment A, have satisfied this payment requirement.

Any amendments to FCC Form 601 applications must be filed electronically. For technical assistance in using ULS for viewing applications or making amendments to applications, contact the FCC Technical Support Hotline at (202) 414-1250 or Karen Black at (717) 338-2646. The Technical Support Hotline generally will be available Monday through Friday, from 9 a.m. to 6 p.m. ET. All calls to the FCC Technical Support Hotline are recorded. Questions regarding procedural issues concerning the applications should be directed to Jeffrey Tobias at (202) 418-1617, or at <Jeff.Tobias@fcc.gov>.

⁶ *See* In the Matter of Implementation of Interim Electronic Filing Procedures for Certain Commission Filings, *Order*, 16 FCC Rcd 21483 (2001); FCC Announces a New Filing Location for Paper Documents and a New Fax Number for General Correspondence, *Public Notice*, 16 FCC Rcd 22165 (2001).

This Public Notice contains the following attachments:

Attachment A: Multiple Address Systems Spectrum Applications Accepted for Filing – sorted by Applicant.

Attachment B: Search Instructions for Applications Accepted for Filing in Multiple Address Systems Spectrum Auction #59.